

THE VALENTINE DEMOCRAT

I. M. RICE EDITOR

Thursday, April 30, 1903

TERMS

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Three years ago today THE VALENTINE DEMOCRAT started under the present management and got out its first issue with I. M. Rice, as proprietor. We were then inexperienced with a newspaper office and didn't know hard it was to run a newspaper. We had perseverance and lots of friends to offer advice and we prospered. We make some new improvements each year and the office now has more capital to back it than it has ever before had. We wish to thank our numerous friends for their part in this work, for their encouragement and patronage. We hope to give you as good a paper as in the past and add new features as we find it possible to do so.

ADDITIONAL LOCAL

E. H. Bohle has a new National cash register.

Robert Quisenberry was in from his ranch this week.

Alva Woodruff has been quite sick at the Valentine house but is some better.

Wes Harden has been very sick the past week but is thought to be some better.

A surprise farewell party was given the Misses Holsclaw at the home of Mrs. Moor, Monday night.

Misses Nellie and Mary Holsclaw started this morning for Spokane, Wash., where they expect to make their future home.

Miss Evelyn Hanna, of Lincoln, is now in the First National bank to take the place of Miss Waters who resigned a couple of weeks ago.

Today is a beautiful warm spring day and the snow has mostly disappeared. Vegetation and fruit blossoms were probably badly damaged.

Geo. Tracewell tells us that the Heine-Calkins sale of stock was a success and that it amounted to all that the owners had anticipated, bringing a total of \$4590. They sold 30 coming yearling mules at \$40 a head, so mules will probably graze more numerous on Cherry county prairies after this. Geo. Tracewell is a good auctioneer and gives satisfaction wherever he cries a sale.

Lina Lennier, the soldier who shot Sgt. Robert Yours, had his preliminary yesterday afternoon before U. S. Com. Heath, of Cody, who came down and heard the testimony at the Donoher hotel. Lennier was bound over to the Grand Jury, of Douglas county and U. S. Deputy Marshal, J. O. Moore, took charge of the prisoner and started for the Douglas county jail this morning with him.

M. P. Brosius Dead.

M. P. Brosius died at his home a few miles northwest of town, yesterday afternoon at three o'clock from another stroke of paralysis, which came upon him Tuesday evening while at supper. Dr. Compton was called Tuesday night and stayed with him until morning; but nothing could be done for the afflicted man, beyond what was done to make his last hours as peaceful as possible. J. C. Pettijohn and J. P. Gallaway went up yesterday representing the A. O. U. W., of which he was a member and were present at the time of his death. About a year ago Mr. Brosius had a stroke of paralysis from which he had lost the use of his left side.

Dr. Lauren Jones is in town today at the Donoher hotel.

Dr. Dailey is expecting his wife from Chicago this week.

Perry Veach this week becomes a reader of the DEMOCRAT.

Paul Didier and Frank Janis are in from the Reservation this week.

Mrs. Lizzie Harris will be in Valentine with millinery goods the first of May.

Miss Baker, of Dubuque, Ia., has been visiting her aunt, Mrs. J. B. Hull, for the past few weeks.

W. A. Denny dropped off the passenger this morning and stopped in town until the morning freight went west.

Louie Giroux, a step son of Steve Estes, and his son-in-law, John Burnette were in town several days this week buying supplies for their ranches on Big White River.

There was a juvenile scrap on the street Monday evening between Lee Bennett and Sam Charbonneau, boys about ten years old, which attracted quite a crowd. At first it was about a stand off but finally Bennett got on top and when they separated, Charbonneau's nose was bleeding and it looked like a bloody battle. It was only a good natured scrap and the boys were just as good friends as before.

A case of much interest to stock men has just been decided by the United States Circuit Court of Appeals at St. Louis. This is the case of U. G. Mason, of Marshal, Mo. against R. M. Faddis, of this county. In 1899, Mason bought a herd of cattle from Faddis and made an advance payment of two thousand dollars. The cattle were to be delivered in different deliveries and about six hundred head were delivered and fully paid for, leaving the \$2,000 still in the hands of Mr. Faddis. The contract did not set a definite time for the delivery of the balance, but Faddis claimed that Mason fixed a time and that he had the cattle ready for delivery at the time and place fixed and that Mason failed to call for them. Later Mason made a demand for the cattle, but Faddis said they had shrunk in weight and he would not deliver unless Mason would accept them at the weights at the time he said Mason had agreed to accept them. Mason then brought suit to recover the money advanced and for damages. The case was tried in the United States Circuit Court at Omaha last spring. The trial judge instructed the jury to return a verdict for Mason. He held that the money advanced was not a forfeit and that Mason had the right to demand the cattle and if Faddis failed to deliver, Mason could recover back the money and damage. The case was taken to the Circuit Court of Appeals which has reversed the decision of the Circuit Court and remanded the case for a new trial. This is a great victory for Mr. Faddis and for his attorney, A. M. Morrissey, who tried the case. This suit has attracted much attention from stock men throughout the state because of the wide acquaintance of the parties and because the questions involved are of importance to every man who makes a contract for the purchase or sale of live stock.

J. F. Jotter Dead.

Last Friday morning J. F. Jotter, a teamster at the Post and formerly proprietor of the Union hotel in this city for several months last summer, arose, went to the cupboard to take a drink from what he thought to be his whiskey flask but proved to be a bottle of carbolic acid which was setting beside it. He took a big swallow before he realized what he had done, and then finding the other bottle proceeded to empty its contents to counteract the deadly poison. He died in about 15 minutes. The Odd Fellows conducted the funeral services at the Post cemetery, Sunday afternoon. Mr. Jotter leaves a wife and two children to mourn his untimely death. THE DEMOCRAT extends sympathy to the bereaved in behalf of Valentine citizens and friends.

Report of school district No. 10 for month ending April 24. Number of pupils enrolled, 11; number of days taught, 20; number of days all pupils attended, 180; average daily attendance, 9; those neither absent nor tardy: Tommy Duffy, Roy Story. Tardy but not absent Lawnie Beed.

CLARA DUNHAM, Teacher.

Pole Creek.

Monthly report of school district No. 19, Cherry county, for month ending April 24, 1903. Number of days taught, 20; number of pupils enrolled, 13; average daily attendance, 12; Those being neither absent nor tardy during the month were: Mary Tice, Edith Haslaw, Cora Eaton, Mabel Fairhead, Olaf Alexander and John Haslow.

JENNIE VANBUSKIRK, Teacher.

Running Water.

John Daniels went out home Tuesday.

Sam Heth and wife were visiting at Thompsons.

Mr. Thompson and daughters were in town last week.

Rene Canet and Harry Heth were up the river Sunday.

Charlie Mosher and Mrs. Reece went to town the first of the week.

J. W. Stetter's man went out to Bob Gillaspie's with a herd of animals.

Marks Bros. and families are living on landlord Groom's place on the river.

Mrs. C. C. Thompson and daughter, Rita, were visiting last Sunday at John Sedlacek's.

Frank Sedlacek is going over on White river to work this summer, and brother George is going to stay at home and take care of their ranch.

NIORRARA BILL.

Penbrook Quills.

A stitch in time saves nine.

Dave Owens was in Sparks Sunday.

F. Grooms was on the river Sunday.

Doc. Grooms is working for Mr. Swain.

Jim Hughes lost a fine cow several days ago.

Will Seman is working for Mr. Hittler, the P. M.

Mrs. Clara Hutchison went to Valentine recently.

Temper is such a good thing that we should never lose it.

Mr. Tillson lost a fine shoat recently, lost, strayed or stolen.

R. Grooms, of Valentine, was in this neck of the woods recently.

John Grooms will run a herd. He commenced planting corn Saturday.

Ethel Grooms, of Valentine, is staying with her grandma at Penbrook.

Miss Wilson, of Norden, was thrown from a horse Saturday and badly bruised.

Train up a child in the way it should go, and when it becomes older it will not depart from it.

PORCUPINE.

McCann Items.

Mrs. Geo. Hendershot is sick with the rheumatism.

Mrs. W. Danofsky is visiting with her mother, Mrs. John Shultz, this week.

D. Hendershot went to the county seat last Monday to work at his trade carpentering.

Cattle are doing nicely in this part of the county, only the green grass is rather short at the present.

W. Ammon has started spring work by listing corn this week. It looks to us rather early to plant corn.

We did not send in any items last week for the reason that we did not get home in time from Steer Creek.

Lion Coffee

Has better strength and flavor than many so-called "fancy" brands. Bulk coffee at the same price is not to be compared with Lion in quality. In 1 lb. air tight, sealed packages.

The McCann school closed last Friday. Miss Mina Wurtz, the teacher, departed for Hay Springs Saturday.

G. W. Monnier is improving the old Gus Davis tree claim by putting down a well and erecting a windmill.

Found—about one mile west of McCann, a coffee pot. Owner can have same by proving property. Inquire of Guy Stillwell or John P. Wilson at McCann.

Ordinance No. 95.

An ordinance levying a license tax upon certain businesses and occupations carried on within the Village of Valentine, Nebraska. Providing for the collection of such tax to raise a revenue therefor, and providing a penalty for the violation of this ordinance, and repealing Ordinance No. 63 of the Village of Valentine, Nebraska, providing for the levying and collecting of a license tax passed and approved on the 7th day of May, 1898.

Sec. 1. That there is hereby levied a license tax on each and every occupation and business within the limits of the Village of Valentine, Nebraska, in this section enumerated, to raise a revenue therefor in the several different sums on the several different businesses and occupations, respectively, as follows:

The sum of three hundred dollars per year on each saloon selling intoxicating liquors whether wholesale or retail, including the privilege of maintaining pool and billiard tables. The sum of \$2.00 per day on each shooting gallery. The sum of \$2.00 per day on every occupation carried on in the streets of the Village of Valentine. The sum of \$2.00 per day upon each game rack, kittle board, striking machine or other device of like nature used for similar purposes. The sum of \$2.00 per day on each merry-go-round. The sum of \$25.00 per day upon each circus, menagerie or similar show. The sum of \$5.00 per day upon each side show run in connection with a circus, menagerie or similar show. The sum of \$10.00 per year or three dollars per month on each bowling alley. The sum of \$12.00 per year on each billiard or pool hall, not in a saloon. The sum of \$1.00 per year upon each hawkier, and upon each peddler of goods at retail. The sum of \$2.00 per day upon each stand or booth used outside of building. The sum of \$2.00 per day on each auctioneer selling merchandise upon streets. The sum of \$5.00 per day upon each theater or other entertainment in a building, for the first day, and one dollar a day for each succeeding day, provided this shall in no way apply to local or home talent entertainments. The sum of \$10.00 per day upon each theater or similar entertainment given in tent. The sum of \$5.00 per day on each itinerant auctioneer. The sum of \$5.00 per day upon each street faker.

Sec. 2. On all occupations and businesses on which said tax is levied at a yearly rate, the year for such tax shall be deemed to begin on the first day of May of each year, and shall end at midnight on the 30th day of April of the year following, and said tax for that year shall be due and payable in advance on the first day of May. On all occupations and businesses on which said tax is levied, at a daily or monthly rate, such tax shall be deemed payable in advance immediately before the business begins for the whole number of days or months, as the case may be, for which the occupation or business is to be carried on within the taxing year.

Sec. 3. The individuals composing any firm, company or corporation shall not be liable under the provisions hereof, when such firm, company or corporation shall have paid the tax hereon imposed upon the business or occupation in which such individuals are engaged as members of any such firm, company or corporation.

Sec. 4. It is hereby made the duty of every person, partnership, firm or corporation engaged in carrying on any business or occupation within the limits of this Village on which a license tax is levied by this ordinance to pay said tax at the time provided for its payment in section 2 of this ordinance, and any person violating any of the provisions of the ordinance by refusing to pay or by failing to obtain a license therefor, as herein provided, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in any sum not less than \$5.00 nor more than \$100.00, or may be imprisoned not more than thirty days.

Sec. 5. The tax hereby levied shall be paid to the Treasurer of this Village, who upon the payment thereof by any person, shall give a receipt property dated and specifying the person paying the same, and the person paying such tax shall take the receipt so received from the Village Treasurer and surrender the same to the Village assessor, who shall then issue in due form under the seal of said Village, a license to the party paying said tax.

Sec. 6. Upon the failure of any person, partnership, company or corporation to pay any tax due and payable, and when it is under this ordinance the duty of such person, partnership, company or corporation to pay, the Treasurer of this Village, after making the demand for the same, upon the non-compliance of such demand is required to collect the same by distressing, selling and sale of personal property belonging to any such person, partnership, company or corporation in the manner provided for levy and sale on execution issued by a justice of the peace; this ordinance shall be a warrant and authority of the Treasurer of this Village for making such distress and sale; and the Treasurer shall be entitled to such fees out of the property distress and sale, for making distress and sale as constables receive for making levy and sale under execution of the costs of distress and sale to be paid out of the property distressed.

Sec. 7. Whenever the Treasurer of this Village shall deem himself unable to collect any tax by this ordinance levied, after the same is due and payable, he shall so report to the Village Assessor, and the Village Assessor thereupon shall, upon the order of the Board of Trustees, bring an action in the name of this Village in any court or before any justice of the peace having jurisdiction for the amount of the same so due to be recovered by such action, the remedies herein prescribed are not exclusive but cumulative.

Sec. 8. It is hereby made the duty of the Assessor to report promptly a person liable to the tax by this ordinance to the Treasurer and assessor, the Treasurer of a Village attorney in the collection of said tax.

Sec. 9. All licenses levied at a yearly rate must be paid in one payment for whole year and in case of monthly or daily rate, each fraction of a month or day, as the case may be, shall be taken to be a month or day.

Sec. 10. Ordinance No. 63 of the Village of Valentine, Nebraska, providing for the levying and collecting of a license tax is hereby repealed.

Sec. 11. This ordinance shall take effect and be in force after its passage, approval and publication according to law.

Passed and approved April 23, 1903. Attest: A. M. MORRISSEY, GEO. ELLIOTT, Clerks. Chairman.

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E. D. Cohota, Prop.

TIME TABLE

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Good Rigs, Careful Drivers, Reasonable Prices.

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